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AUG 25 2005

Atty Docket No. 021956-000410US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Commissioner for Patents

## OFFICIAL COMMUNICATION

### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Bryan FLAHERTY et al., Application No. 10/767,709, filed January 28, 2004 for DISPOSABLE SENSOR FOR USE IN MEASURING AN ANALYTE IN A GASEOUS SAMPLE are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

#### Documents Attached

1. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 pp.);
2. Statement Under 37 CFR 3.73(b) (1 pp.);
3. Copy of Assignment from Bryan Flaherty to Aperon Biosystems Corp. (1 pp.);
4. Copy of Assignment from Bhairavi Parikh to Aperon Biosystems Corp. (1 pp.);
5. Copy of Assignment from Kevin Nason to Aperon Biosystems Corp. (1 pp.);
6. Copy of Assignment from David Chazan to Aperon Biosystems Corp. (1 pp.);
7. Copy of Assignment from Jonathan Fay to Aperon Biosystems Corp. (1 pp.);
8. Copy of Assignment from John Kaiser to Aperon Biosystems Corp. (1 pp.); and
9. Copy of Assignment from James Stone to Aperon Biosystems Corp. (1 pp.);

Number of pages being transmitted, including this page: 10

Dated: August 25, 2005

  
Aaron Hokamura, Prosecution Paralegal

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY  
RETURN FACSIMILE AT (415) 576-0300**

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834  
Telephone: 415-576-0200  
Fax: 415-576-0300  
2697

60572861 v1

PTO/SB/82 (04-05)

<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	10/767,709
	Filing Date	January 28, 2004
	First Named Inventor	Bryan Flaherty
	Art Unit	
	Examiner Name	
	Attorney Docket Number	021956-000410US

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

20350

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with  
Customer Number:

20350

OR

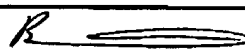
<input type="checkbox"/> Firm or Individual Name			
Address			
City		State	Zip
Country			
Telephone		Email	

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Signature			
Name	Bhairavi Parikh, Chief Technology Officer		
Date	7/21/05	Telephone	650-739-0910

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of \_\_\_\_\_ forms are submitted.

60541741 v1

PTO/SB/98 (09-04)

Attorney Docket No. 021956-000410US

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Flaherty et al.Application No./Patent No.: 10/767,709Filed/Issue Date: January 28, 2004Entitled: Disposable Sensor for Use in Measuring an Analyte in a Gaseous SampleAperon Biosystems Corp

(Name of Assignee)

a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Bryan Flaherty To: Aperon Biosystems Corp.  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: Bhairavi Parikh To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: Kevin Nason To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
4. From: David Chazan To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
5. From: Jonathan Fay To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
6. From: John Kaiser To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
7. From: James Stone To: Aperon Biosystems Corp  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See

MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
Signature

7/21/05  
Date

Bhairavi Parikh

650-739-0910

Printed or Typed Name

Telephone Number

Chief Technology Officer

Title

60541758 v1

Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2005.

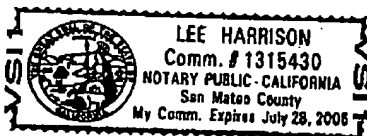
Bryan Flaherty  
Bryan Flaherty

STATE OF CALIFORNIA )  
 ) SS  
COUNTY OF SANTA CLARA )

On April 19, 2005, 2005, before me, Lee Harrison, personally appeared Bryan Flaherty, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal

Lee Harrison  
Notary Public



Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2004 576

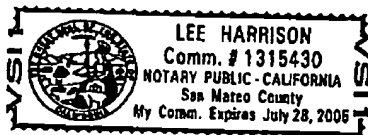
Bhairavi Parikh

STATE OF CALIFORNIA )  
COUNTY OF SANTA CLARA ) SS

On April 19, 2005, 2005, before me, LEE HARRISON, personally appeared Bhairavi Parikh, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the ASSIGNMENT did herself execute this ASSIGNMENT.

WITNESS my hand and official seal

Lee Harrison  
Notary Public



Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2005.

  
Kevin Nason

STATE OF CALIFORNIA                    )  
  ) SS  
COUNTY OF SANTA CLARA            )

On April 19, 2005, 2005, before me, LEE HARRISON, personally appeared Kevin Nason, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal

  
Notary Public



Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 17 day of APRIL, 2005.

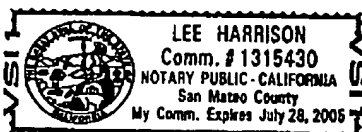
David Chazan  
David Chazan

STATE OF CALIFORNIA )  
COUNTY OF SANTA CLARA ) SS

On April 19, 2005, 2005, before me, LEE HARRISON, personally appeared David Chazan, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal:

Lee Harrison  
Notary Public





Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2005.

Jonathan Fay

STATE OF CALIFORNIA )  
COUNTY OF Santa Clara ) SS

On April 19, 2005, 2005, before me, Lee Harrison, personally appeared Jonathan Fay, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal

Lee Harrison  
Notary Public



Attorney Ref. No. 125.11

**Assignment of Patent Application**

WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2005.

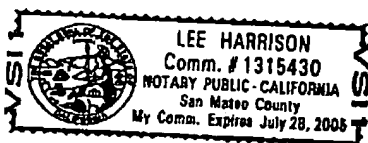
  
John Kaiser

STATE OF CALIFORNIA )  
COUNTY OF SANTA CLARA ) SS

On April 19, 2005, 2005, before me, LEE HARRISON, personally appeared John Kaiser, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal

Lee Harrison  
Notary Public



Attorney Ref. No. 125.11

**Assignment of Patent Application**

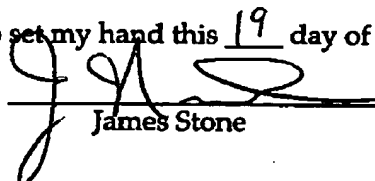
WHEREAS I, the undersigned patent applicant, has jointly created a new invention disclosed in a United States utility patent application titled "Disposable Sensor for Use in Measuring an Analyte in a Gaseous Sample," U.S. serial number 10/767,709, which application was filed on January 28, 2004, and;

WHEREAS, Aperon Biosystems Corp. herein referred to as "Assignee," desires to acquire all right, title and interest in the invention and applications;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, and set over, and do hereby sell, assign, transfer, and set over to Assignee all my right, title, and interest in said invention, and said application and all divisions, substitutions, and in part thereof, and all United States Letters Patents that may be granted thereon, and all reissues and extensions thereof, and all priority rights under the International Convention for every member country, and all applications for patents (including related rights such as utility model registrations, inventor's certificates, and the like), heretofore or hereafter filed for said invention in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents, and any official of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to said Assignee in accordance with the terms of this assignment;

AND I HEREBY covenant that I have not executed and will not execute any agreement in conflict with this assignment;

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of April, 2005.

  
James Stone

STATE OF CALIFORNIA      }  
COUNTY OF SANTA CLARA      } SS

On April 19, 2005, 2005, before me, LEE HARRISON, personally appeared James Stone, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the above ASSIGNMENT, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the ASSIGNMENT did himself execute this ASSIGNMENT.

WITNESS my hand and official seal

  
Notary Public

